

DOCKET SECTION

BEFORE THE
POSTAL RATE COMMISSION
WASHINGTON, D.C. 20268-0001

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POSTAL RATE AND FEE CHANGES, 1997

DOCKET NO. R97-1

MOTION OF PERIODICALS INTERVENORS
TO AMEND SCHEDULE FOR REBUTTAL HEARINGS

(March 11, 1998)

With reference to Presiding Officer's Ruling No. R97-1/107 (issued March 10, 1998), MPA and other parties representing the interests of Periodicals mailers (hereinafter, "Periodicals Intervenor") hereby respectfully request that the appearance of Postal Service Witness Degen (USPS-RT-6) be rescheduled from Friday, March 20 to Thursday, March 19.

Periodicals Intervenor have acted in concert in this proceeding to the greatest extent possible. Given the complexity of the proceeding and the necessarily compressed schedule during its later stages, we trust that our unified effort has been, at the very least, of procedural and logistical assistance to all concerned, especially the Commission.

We have filed several pieces of joint testimony and a joint trial brief, and have used designated counsel to conduct cross-examination on behalf of all Periodicals Intervenor. With regard to the rebuttal testimony of witness Degan (certainly one of the pivotal witnesses in this proceeding), ABP Counsel Straus is designated counsel on behalf of Periodicals Intervenor. Unfortunately, the one day during the hearing schedule on which Counsel Straus is unavailable is Friday, March 20, the day of witness Degen's scheduled appearance. In view of the central importance of this testimony to Periodicals Intervenor and Mr. Straus's unfortunate unavailability, we request that Mr. Degen's appearance to be rescheduled to Thursday, March 19.

This request has been discussed with Postal Service counsel. We anticipate that all parties will have the opportunity to respond to this Motion, in writing or at the commencement of the day's proceedings on Monday, March 16, or Tuesday, March 17.

In addition to regular service of this document, copies are being transmitted via facsimile today to all counsel who cross-examined witness Degen during his direct testimony.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "J. Cregan", is written over a horizontal line.

James R. Cregan
Counsel
Magazine Publishers of America
Suite 610
1211 Connecticut Avenue, N.W.
Washington, D.C. 20036

CERTIFICATE OF SERVICE

I hereby certify that I have this date served the foregoing document upon all participants of record in this proceeding in accordance with section 12 of the rules of practice.


James R. Cregan

Washington, D.C.
March 11, 1998